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2 **UNITED STATES DISTRICT COURT**
3 **EASTERN DISTRICT OF WASHINGTON**
4

5 KENNETH D. MC ELROY,

6 Plaintiff,

7 vs.

8 MICHAEL J. ASTRUE,
Commissioner of Social Security,

9 Defendant.
10
11

NO. CV-08-0281-JPH

**JUDGMENT IN A
CIVIL CASE**

12 **DECISION BY THE COURT:**

13 This action came to hearing before the court. The issues have been heard
14 and a decision has been rendered.

15 **IT IS ORDERED AND ADJUDGED** that:

16 Defendant's Motion for Summary Judgment is **GRANTED**; Plaintiff's
17 Motion for Summary Judgment is **DENIED**. Judgment is entered for Defendant.

18 DATED this 12th day of August, 2009.

19 JAMES R. LARSEN
District Court Executive/Clerk
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22 by: s/ Pamela A. Howard
Deputy Clerk
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26 cc: all counsel